

AUG 10 2009

DENNIS P. IAVARONE, CLERK
US DISTRICT COURT, EDNC
BY DEF CLKIN THE UNITED STATES DISTRICT
COURT (SILKIN DISTRICT OF NORTH
CAROLINAAmador Sosa-Dominguez,
Plaintiff,

Civil No.

5:09-ct-3116-D

v.
Geo Group Inc., ET AL,
Defendants.Plaintiff's First Amended Complaint

Now Comes, the Plaintiff in this action appearing ~~herein~~ PRO SE and submit this "Amended Complaint" seeking the Courts Protection.

Introduction

The initial complaint was Filed by a Federal inmate, in a private prison against The Geo Group Inc., owner and operator of the prison housing the Plaintiff, and G. Snyder, D. Farmer, B. More, and D. Blevins. Each of these last mention Defendant are employees and working under the supervision of Geo Group Inc., alleging violation of the ^①Religious Freedom Restoration Act (RFRA), ^②the Religious Land Use and Institutionalized Persons Act (RLUIRA), ^③the Equal Protection Clause of the United States Constitution, and breach of the contract for

which the Plaintiff was an intended third party beneficiary.

Amendment Under FED.R.CIV.15

This amendment is submitted pursuant to Rule 15 (a) of the Federal Rules of Civil procedure which permits an amendment as of right before the filing of a responsive pleading by the defendants.

Parties

Amado Sosa-Dominguez (hereinafter Sosa-Dominguez) is the Plaintiff in this action. Sosa-Dominguez is a Federal inmate housed in a private prison located at 145 Parker's Fishery Road, Winton, North Carolina 27986. At the present time, Sosa-Dominguez is a Legal Permanent Resident of the United States claiming to have intention to reside at the following address upon release:

5206 Sandstone Drive

Las Vegas, NV 89142

The Plaintiff's current mailing address is:

Amado Sosa-Dominguez

Reg No. 23513-057

Rivers Correctional Institution

P.O. Box 630

Winton, NC 27986.

The Geo Group Inc., is a Defendant in this action. THE Geo Group Inc., (hereinafter Geo) is a private, for-profit corporation incorporated in Florida doing business in Winton, North Carolina operating and owning the Rivers Correctional Institution (hereinafter "RCI").

G. Snyder, D. Farmer, B. Moore and D. Blevins are all Defendants in this action. Each of these individuals Defendants were mentioned in the initial Complaint as employees of Geo working at "RCI" in Winton, North Carolina. Each of these Defendants are alleged to be citizens of North Carolina. The working address of each of these defendants is as following:

Rivers Correctional Institution
145 Parker's Fishery Road
Winton, North Carolina 27986.

Jurisdiction & Venue

Jurisdiction over this matter is invoked under Title 28 U.S.C. § 1332. The amount in controversy exceeds the amount of \$75,000.00, also the Plaintiff and Defendants has completely diverse in citizenship.

This court has subject matter jurisdiction over this action under the provision of the Religious Freedom Restoration Act (RFRA) and the Religious Land Use and Institutionalized Person Act of 2000 (RLUIPA).

This Court has supplemental Jurisdiction over this claims under 28 U.S.C §1367, and any other applicable provisions unknown to the Plaintiffs providing the relief sought.

Exhaustion of Remedies

At the time of this motion, the Plaintiffs administrative remedies have been neglected and no answer was return.

The Plaintiff is subject to retaliation from the same officers that must answer the administrative remedies.

The retaliation for which the Plaintiff is been a victim of Force him to submit this Amended Complaint in emergency nature.

Factual Allegation to counts
Alleging retaliation against the Plaintiff
by institution officials

1. The Plaintiff was placed in "Administrative Detention" in a pending investigation on July 30, 2009.

2. The Plaintiff was questioned by investigator officer Ms. Ward on August 5, 2009.

3. The nature of the questioning was relevant to the Plaintiff's incoming mail from Perdu Farms Inc., Global Foods Company, and Roger Wood Foods among others.

4. These above mentioned companies are Food providers for the institution contacted by the Plaintiff requesting information concerning contents of products manufactured and/or sold by them to the institution.

5. After the Plaintiff explain to the investigator officer that he, the Plaintiff was conducting an investigation for an outgoing civil action in relation with the Plaintiff's right to Religious Vegetarian Diet. The Ms. Ward inform that she did not thing that the Plaintiff was in any violation by having the information and offer a copy of the letter on her

possession and that she had that opinion before issuing the detention order.

6. Although the Plaintiff had not been charged with any violation he, the Plaintiff, continues under Administrative detention.

7. This unfair detention is placing the Plaintiff out of the reach of the liberty and the possibility of continued with the vital quest for evidence to support and prove his case before the court.

8. Furthermore, the detention to which the Plaintiff is subject is a tactic used by the Defendants to cause fear into the heart of the Plaintiff.

9. In addition, the retaliation to which the Plaintiff is subject, the Administrative Detention, have caused the Plaintiff to stop attending to mandatory religious service, and school programs.

10. The Plaintiff is in no way or form poses a threat to life, property, self, staff, other inmates, or to the security or orderly running of the institution.

H. The Plaintiff have the right to know the content of the products to which he is force by the Defendants to consume.

Claim For Relief

The Plaintiff seek the Following injuctive relieff.

A. That the Plaintiff mail between the Food providers and him be protected by the Court as posible avidence in the out-going civil Action.

B. That all retaliation trought the Plaintiff be stop immediately.

C. That the Plaintiff be returne to the same statute before the Administrative Detention.

Conclusion

The Plaintiff, Amadu Soza-Dominguez bring this motion in Forma PRO SE asking this Hounarable Court's protection while encarcelate under care of the Defendants whom have violated the Plaintiff's rights and now retaliate by placing the Plaintiff in confinement without any charges.

Prayer for Relief

The paragraphs number 1 through 11 of this motion hereby incorporated as fully set forth herein.

Plaintiff, Amado Sosa-Dominguez, injunctive relief as set forth in the claim for relief.

Plaintiff requests relief under the Freedom of Information and Privacy Acts.

The Plaintiff request for such relief as is just.

WHEREFORE, all things considered, the Plaintiff Amado Sosa-Dominguez, respectfully Pray that this Court order all relief requested.

Dated: 08-06-09

Respectfully Submitted,



Amado Sosa-Dominguez
REG.# 23513-057
Rives Correctional Institution
P.O. Box 630
Winto NC 27986